

**10412. Adulteration of dog food. U. S. v. 5 and 13 Cases \* \* \*. (F. D. C. Nos. 21578, 21579. Sample Nos. 57516-H, 57518-H.)**

**LIBELS FILED:** October 28, 1946, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about June 20 and July 23, 1946, by the Packer Products Co., from Philadelphia, Pa.

**PRODUCT:** 5 cases, each containing 24 35-ounce jars, and 13 cases, each containing 12 35-ounce jars, of Beefy Dog Food at South Boston and Quincy, Mass. This product was undergoing decomposition, and one lot was moldy.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

**DISPOSITION:** December 9, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

### FISH AND SHELLFISH

**10413. Adulteration of frozen cod fillets. U. S. v. 752 Boxes \* \* \*. (F. D. C. No. 21968. Sample Nos. 74241-H, 74242-H.)**

**LIBEL FILED:** December 12, 1946, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about November 22, 1946, by the Irvington Fish and Oyster Co., from Richmond, Va.

**PRODUCT:** 752 15-pound boxes of frozen cod fillets at Boston, Mass.

**LABEL, IN PART:** "Atlantic Brand Fresh Fillets Matthews & Scott Co. Ltd. Queensport, N. S."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a putrid substance.

**DISPOSITION:** January 27, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**10414. Adulteration of frozen haddock fillets. U. S. v. 80 Cartons \* \* \*. (F. D. C. No. 21409. Sample No. 60787-H.)**

**LIBEL FILED:** November 4, 1946, Western District of New York.

**ALLEGED SHIPMENT:** On or about May 1, 1946, by Frost King Foods, Inc., from Boston, Mass.

**PRODUCT:** 80 10-pound cartons of frozen haddock fillets at Geneva, N. Y.

**LABEL, IN PART:** "Shamrock Hadd Cello Fresh Frozen Haddock Fillets."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

**DISPOSITION:** January 7, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**10415. Adulteration of frozen whiting and frozen perch. U. S. v. 41 and 94 Boxes \* \* \*. (F. D. C. No. 21410. Sample Nos. 60788-H, 60789-H.)**

**LIBEL FILED:** November 4, 1946, Western District of New York.

**ALLEGED SHIPMENT:** On or about July 17 and 22, 1945, by J. Adams & Co., Inc., from Boston, Mass.

**PRODUCT:** 41 15-pound boxes of frozen whiting and 94 10-pound boxes of frozen perch at Geneva, N. Y.

**LABEL, IN PART:** "Butterfly Whiting Seagate Brand Fancy Frosted Fillets Seagate Fisheries, Inc. Boston, Mass.," or "Fresh Frozen Ocean Perch Packed by Cape Ann Fisheries, Inc., Gloucester, Mass."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

**DISPOSITION:** January 7, 1947. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

**10416. Adulteration of frozen whiting. U. S. v. 200 Boxes \* \* \*. (F. D. C. No. 21847. Sample Nos. 48700-H, 48724-H.)**

**LIBEL FILED:** December 16, 1946, District of Colorado.

**ALLEGED SHIPMENT:** On or about October 9, 1946, by Central Cold Storage, for Seattle Fish Co., from Chicago, Ill.

**PRODUCT:** 200 10-pound boxes of frozen whiting at Denver, Colo.

**LABEL, IN PART:** "Cape Cod Fillet Co., New Bedford, Mass. Frosted Fillets."  
**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3); the article consisted in whole or in part of a putrid substance.  
**DISPOSITION:** December 30, 1946. The consignee having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered delivered to State officials, to be used in the control of predatory animals.

**10417. Adulteration of frozen yellow pike. U. S. v. 613½ Pounds \* \* \*.**  
(F. D. C. No. 21949. Sample Nos. 63526-H, 63529-H.)

**LABEL FILED:** December 11, 1946, Southern District of New York.

**ALLEGED SHIPMENT:** On or about September 20, 1946, by Manitoba Fisheries, Ltd., from Winnipeg, Canada.

**PRODUCT:** 5 boxes containing about 613½ pounds of frozen yellow pike at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a putrid substance.

**DISPOSITION:** January 30, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**10418. Adulteration and misbranding of frozen shrimp. U. S. v. 276 Cartons \* \* \*.**  
(F. D. C. No. 21761. Sample No. 43646-H.)

**LABEL FILED:** November 22, 1946, Southern District of California.

**ALLEGED SHIPMENT:** On or about May 9, 1946, by Golden Meadow Fisheries Co., from Golden Meadow, La.

**PRODUCT:** 276 cartons, each containing 10 5-pound packages, of frozen shrimp at Los Angeles, Calif. Examination showed that the product contained excess water and that it was short-weight.

**LABEL, IN PART:** "Net Weight Five Pounds Gulf Wave Brand Frozen Fresh Shrimp."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), water had been substituted in part for frozen shrimp.

Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents.

**DISPOSITION:** December 27, 1946. G. R. Hubbard, Los Angeles, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be relabeled under the supervision of the Food and Drug Administration.

## FRUITS AND VEGETABLES

### FRUITS AND FRUIT PRODUCTS\*

**10419. Adulteration of dried apple pomace. U. S. v. 34 Bags. \* \* \*.** (F. D. C. No. 21721. Sample No. 53900-H.)

**LABEL FILED:** November 26, 1946, Western District of Kentucky.

**ALLEGED SHIPMENT:** On or about May 27, 1946, by the C. E. Opperman Fruit Products Co., from Birmingham, Ohio.

**PRODUCT:** 34 65-pound bags of dried apple pomace at Louisville, Ky.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects.

**DISPOSITION:** January 23, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution, for use as animal feed.

**10420. Misbranding of apple butter. U. S. v. 13 and 28 Cases \* \* \*.** (F. D. C. Nos. 21241, 21706. Sample Nos. 49914-H, 64029-H.)

**LIBELS FILED:** On or about October 15 and November 14, 1946, District of Connecticut and Northern District of Alabama.

**ALLEGED SHIPMENT:** On or about August 10 and 26, 1946, by the Adams Apple Products Corporation, from Bendersville, Pa.

\*See also Nos. 10358, 10463.